

FILED

JUL 26 2005

**RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

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8 Attorneys for Plaintiff
9 FREDRICK LOUIS

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12 **UNITED STATES DISTRICT COURT**
13 **NORTHERN DISTRICT OF CALIFORNIA**
14 **SAN FRANCISCO DIVISION**

15 FREDRICK LOUIS, an individual,
16 Plaintiff,

17 v.

18 OPENWAVE SYSTEMS, INC.
19 Defendant.

) **Case No. C-05-02162 MPH**

) **STIPULATION OF DISMISSAL**

) **[FRCP 41(a)(1)]**

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21 **IT IS HEREBY STIPULATED AND AGREED, pursuant to Federal Rules of**
22 **Civil Procedure, Rule 41(a)(1), by and between Plaintiff Fredrick Louis and Defendant**
23 **Openwave Systems, Inc., as follows:**

24 1. Plaintiff commenced this action by filing a complaint on May 26, 2005.

25 2. This action is not a class action; a receiver has not been appointed; and this
26 action is not governed by any statute of the United States that requires an order of the
court for dismissal.

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STIPULATION OF DISMISSAL

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1 3. The action is hereby dismissed, in its entirety, with prejudice.

2 4. Each party shall bear its own costs and attorneys fees incurred in this action.

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5 Date: July 13, 2005

By: /s/

Mattaniah Eytan
Attorney for Plaintiff
FREDRICK LOUIS

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8
9 Date: July 13, 2005

By: /s/

Rodney B. Sorensen
Attorney for Defendant
OPENWAVE SYSTEMS, INC.

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STIPULATION OF DISMISSAL

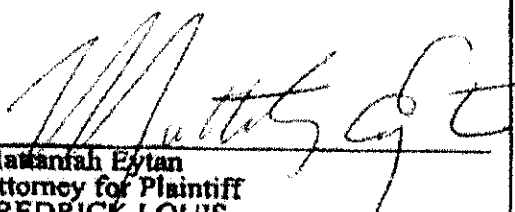
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1 3. The action is hereby dismissed, in its entirety, with prejudice.

2 4. Each party shall bear its own costs and attorneys' fees incurred in this action.


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4
5 Date: July 13, 2005

6 By:


Matanah Eytan
Attorney for Plaintiff
FREDRICK LOUIS

7
8
9 Date: July 13, 2005

10 By:


Rodney B. Sorensen
Attorney for Defendant
OPENWAVE SYSTEMS, INC.

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STIPULATION OF DISMISSAL

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